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10 Attorneys for Respondent

11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

13
14 **BOBBY SHAWN JANOE,**

Petitioner,

15 v.
16

17 **JAMES TILTON, Secretary, et al.,**

Respondent.

CV 08-0420 JLS (POR)

**RESPONDENT'S EX PARTE
APPLICATION FOR AN
EXTENSION OF TIME TO
FILE HIS ANSWER;
SUPPORTING DECLARATION
OF KIM AARONS**

Judge: The Honorable
Louisa S. Porter

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21 TO THE HONORABLE LOUISA S. PORTER, UNITED STATES MAGISTRATE JUDGE,
22 AND PETITIONER BOBBY SHAWN JANOE:

23 Respondent respectfully applies for an extension of time, through July 14, 2008, within which
24 to file his Answer to the Petition for Writ of Habeas Corpus. The Answer is currently due on May
25 16, 2008.

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This application is based on good cause as set forth in the attached declaration of Kim Aarons. A proposed order is being filed herewith.

3 Dated: May 15, 2008

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General of the State of California

DANE R. GILLETTE
Chief Assistant Attorney General

JULIE L. GARLAND
Senior Assistant Attorney General

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/S/ *Kim Aarons*

KIM AARONS
Deputy Attorney General
Attorneys for Respondent

SD2008600425

1 **DECLARATION OF SERVICE BY U.S. MAIL**

2 Case Name: **Janoe v. Scribner**

3 Case No.: **CV 08-0420 JLS (POR)**

4 I declare:

5 I am employed in the Office of the Attorney General, which is the office of a member of the
6 California State Bar, at which member's direction this service is made. I am 18 years of age or older
7 and not a party to this matter; my business address is 110 West A Street, Suite 1100, P.O. Box
8 85266, San Diego, CA 92186-5266.

9 On May 15, 2008, I served the attached **RESPONDENT'S EX PARTE APPLICATION FOR AN
EXTENSION OF TIME TO FILE HIS ANSWER; SUPPORTING DECLARATION OF KIM
AARONS** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully
10 prepaid, in the United States Mail at San Diego, California, addressed as follows:

11 Bobby Shawn Janoe
12 CDC # J-25333
13 CSATF/SP C-1-112
14 P.O. Box 5244
15 Corcoran, CA 93212
16 In Pro Per

17 I declare under penalty of perjury under the laws of the State of California the foregoing is true and
18 correct and that this declaration was executed on May 15, 2008, at San Diego, California.

19 J. Yost

20 Declarant



21 Signature

22 70123991.wpd

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